

United States District Court for the District of Nevada

United States District Judge Miranda M. Du's Civil Standing Order No. 1

This Order establishes requirements and procedures for all civil cases assigned to Judge Du. A copy of this Order can be found on the District of Nevada's website, through a link that appears in the biography of Judge Du.

Local Rules

The parties are expected to familiarize themselves with the Court's Local Rules of Practice. Filings that fail to comply with the Local Rules or this Standing Order will be stricken.

Courtesy Copies

All courtesy copies of filings should be copies of the filed versions (with the docket stamp across the top) and are to be delivered to the Clerk's office in Reno. Courtesy copies should be bound together, either in a three-ring binder or some other form of binding (e.g. staples, velo binding, etc.). Loose-leaf courtesy copies will not be accepted. Exhibits should preferably be divided by easily accessible tabs.

Communications with the Court

Counsel and parties should refrain from contacting Judge Du's chambers directly, except as provided for in LR IA 7-1(a).

Motion Practice – Prioritization of Motions

The following general guidelines govern the prioritization of motions:

- Non-dispositive Motions: Non-dispositive motions will generally be referred to the Magistrate Judge assigned to the case.
- Dispositive Motions: Jurisdictional motions such as Motions to Remand and Motions for Lack of Personal or Subject Matter Jurisdiction will be addressed before other motions in an effort to diminish the need for the parties to engage in unnecessary discovery.
- Motions are decided in the order in which they are filed, unless a particular motion requires a decision on an expedited basis.

Request for Stay

When a request for stay is granted, any pending motions will automatically be DENIED without prejudice, unless otherwise stated. When the stay is lifted, any party may move to reinstate the previously pending motions. Additional briefing on the reinstated motions is not required but may be permitted.

Motion in Limine

The parties should file one consolidated motion in limine instead of separate motions addressing a single evidentiary issue in each motion to avoid unnecessary multiple filings.

Technology Policy

Electronic devices are allowed in the courtroom to assist attorneys in reviewing their calendars for scheduling of future court hearings and to assist with the presentation of evidence or argument during hearings or trial. However, devices which cause feedback or otherwise interfere with the Court's recording equipment may not be used at all.

Civil Trial Dates

Trial will be scheduled after conclusion of the settlement conference or submission of a joint pre-trial order, if no settlement is reached. While the Court will try to accommodate the dates provided by the parties in their Joint Status Report or Joint Pre-Trial Order, trial will be scheduled based on the first available trial stack on the Court's calendar.

Order Regarding Trial

Judge Du's standard Order Regarding Trial ("ORT") will be filed in every case as soon as it is scheduled for trial.

Settlement Conferences

Generally, a case will be referred to the assigned Magistrate Judge for a settlement conference pursuant to Local Rule 16-5 after dispositive motions are fully briefed. In those cases, Judge Du will usually stay the ruling and provide the parties an opportunity to participate in the settlement conference before the dispositive motions are addressed. If no dispositive motions are filed, the case will generally be referred for a settlement conference as soon as the Joint Pretrial Order is filed.

IT IS SO ORDERED.

DATED THIS May 10th day of 2016.

MIRANDA M. DU
UNITED STATES DISTRICT JUDGE